IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 480 of 2007 (M/S)

Kalyan Singh S/O Shri Sawal Dass, R/O Village Saidpura, Post Officer Manglore, Tehsil Roorkee, Block Narsan, District Haridwar.

….. Petitioner.

Versus

1. Commissioner Garhwal Mandal Camp at Dehradun.
2. District Supply Officer, Haridwar.

….. Respondents.

Sri Pankaj Kaushik Holding brief of Smt. Meenu Sharma, learned counsel for the petitioner.
Sri Gopal Narain Srivastava, Brief Holder for the State-respondents.

Dated May 23, 2007.

Hon'ble B.S. Verma, J.

The only prayer made in this writ petition is for mandamus of this court directing the respondent no. 1 to expedite and conclude the proceedings of Essential Commodities Appeal No. nil of 2007 Kalyan Singh Vs. District Supply Officer, Haridwar pending before the Commissioner, Garhwal Mandal, Camp at Dehradun.

Breif facts, giving rise to the present writ petition, are that the petitioner claims to have been running a fair price shop in Village Saidpura, Tehsil Roorkee, District Haridwar for which licence was granted to the petitioner. The Gram Pradhan of village Saidpura made a complaint against the petitioner to authorities concerned and, ultimately, show cause notice was issued to the petitioner by District Supply Officer, Haridwar ***(for short D.S.O.).*** The petitioner filed reply before the D.S.O. By order dated 18-1-2007, passed by the D.S.O., the licence of the petitioner's shop was cancelled with immediate effect, a copy of which is annexed as Annexure No.1. Aggrieved, the petitioner preferred an appeal before the respondent no.1, which is still pending. It is alleged that an application for stay of the impugned order was filed before the

appellate authority, but no order has been passed by the Commissioner Garhwal Mandal on the said stay application.

In the facts and circumstances without going into the merits of the case, it will be in the interest of justice that the respondent no.1 be directed to decide the appeal preferred by the petitioner expeditiously as far as possible.

Accoridngly, the Commissioner, Garhwal Mandal Camp at Dehradun is directed to decide the Essential Commodities Appeal No. nil of 2007, Kalyan Singh Vs. District Supply Officer, Haridwar, pending before him on merits expeditiously as far as possible.

With the above direction, the writ petition is disposed of finally.

All applications stand disposed of.

(B.S. Verma, J.)

RCP